

IN RE: PETITION FOR SPECIAL HEARING
NW/Corner Marriottsville Road
and Liberty Road
(9976 & 9974-B Liberty Road)
2nd Election District
3rd Councilmanic District

* BEFORE THE
* DEPUTY ZONING COMMISSIONER
* OF BALTIMORE COUNTY
* Case No. 97-285-SPH

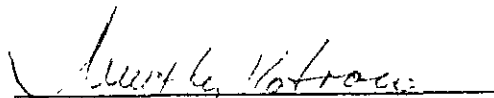
DP Limited Partnership, Legal Owner and
Jaguar Entertainment, Inc., Contract Lessee - Petitioners

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Pursuant to the receipt of a written request for withdrawal by
Counsel for the Petitioners,

IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore
County this 21st day of February, 1997 that the Petition for Special
Hearing in the above-captioned matter be and is hereby DISMISSED WITHOUT
PREJUDICE.


TIMOTHY M. KOTROCO
Deputy Zoning Commissioner
for Baltimore County

TMK:bjs

cc: Mr. Solomon A. Spetner, President, MJFS Corporation, G.P.
DP Ltd. Part., 1777 Reisterstown Rd., Suite 355, Baltimore, Md. 21208

Mr. Marcellis Mosby, Jaguar Entertainment, Inc.
9976 Liberty Road, Randallstown, Md. 21133

Brian A. Goldman, Esquire, Goldman & Vetter
36 S. Charles Street, Suite 2401, Baltimore, Md. 21201-3110

People's Counsel; Case File



Petition for Special Hearing

to the Zoning Commissioner of Baltimore County

for the property located at

97-285-SPH

9976 & 9974 B Liberty Road

which is presently zoned

BL-CCC

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner should approve

the operation of a restaurant with live entertainment and dancing in the Kings Point Square Shopping Center at the above-referenced location.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Special Hearing advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee:

Jaguar Entertainment, Inc.

(Type or Print Name)

Signature

9976 Liberty Road

Address

Randallstown, MD 21133

City

State

Zipcode

Attorney for Petitioner:

Brian A. Goldman, Esquire

(Type or Print Name)

Signature

36 S. Charles Street, Ste. 2401

Address

Phone No.

Baltimore, MD 21201 (410) 547-1400

City

State

Zipcode

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition

Legal Owner(s):

DP Limited Partnership

(Type or Print Name)

Sy: MTF's Corp. General Partner

Signature

Solomon A. Spedner

(Type or Print Name)

Signature

1777 Reisterstown Road, Suite 355

Address

Phone No.

(410) 486-0800

Baltimore, MD 21208

City

State

Zipcode

Name, Address and phone number of representative to be contacted.

Brian A. Goldman, Esquire

Name

36 S. Charles Street, Ste. 2401

Address

Phone No.

Baltimore, MD 21201 (410) 547-1400

OFFICE USE ONLY

ESTIMATED LENGTH OF HEARING

unavailable for Hearing

2 hrs

the following dates

Next Two Months

ALL

OTHER

REVIEWED BY:

CAM

DATE

10 Jan

285



ZONING DESCRIPTION

97-285-SPH

ALL THAT CERTAIN PIECE, PARCEL OR TRACT OF LAND SITUATED IN THE SECOND DISTRICT, BALTIMORE COUNTY, MARYLAND, AND BEING KNOWN AS 9900-9990 LIBERTY ROAD AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING FOR THE SAME AT THE INTERSECTION OF THE NORTHEAST SIDE OF LIBERTY ROAD WITH THE END OF THE GUSSET LINE OF THE WEST SIDE OF KINGS POINT ROAD (NOW KNOWN AS MARRIOTTSTVILLE ROAD), 60 FEET WIDE, AS SHOWN ON THE PLAT ENTITLED "DEER PARK PLAZA" RECORDED AMONG THE LAND RECORDS OF BALTIMORE COUNTY, MARYLAND IN PLAT BOOK EHK, JR 38, FOLIO 80; THENCE RUNNING AND BINDING ON THE OUTLINE OF THE LAND AS SHOWN ON SAID PLAT; THE FOLLOWING SIXTEEN (16) COURSES:

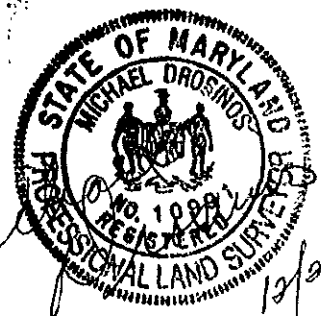
(1) NORTH 56 DEGREES 21 MINUTES 31 SECONDS WEST, 526.48 FEET; (2) NORTH 33 DEGREES 38 MINUTES 29 SECONDS EAST, 140.00 FEET; (3) NORTH 56 DEGREES 21 MINUTES 31 SECONDS WEST, 170.00 FEET; (4) SOUTH 33 DEGREES 38 MINUTES 29 SECONDS WEST, 140.00 FEET; (5) NORTH 56 DEGREES 21 MINUTES 31 SECONDS WEST, 35.00 FEET; (6) NORTH 37 DEGREES 00 MINUTES 00 SECONDS WEST, 151.44 FEET; (7) NORTHWESTERLY, BY A CURVE TO THE RIGHT HAVING A RADIUS OF 1,709.95 FEET WITH AN ARC LENGTH OF 344.36 FEET BEING SUBTENDED BY A CHORD BEARING NORTH 31 DEGREES 13 MINUTES 48 SECONDS WEST, 343.79 FEET; (8) NORTH 64 DEGREES 58 MINUTES 37 SECONDS EAST, 306.13 FEET; (9) NORTH 32 DEGREES 01 MINUTES 40 SECONDS EAST, 64.40 FEET; (10) SOUTH 57 DEGREES 58 MINUTES 20 SECONDS EAST 764.46 FEET; (11) SOUTH 68 DEGREES 06 MINUTES 30 SECONDS EAST 33.31 FEET; (12) SOUTH 50 DEGREES 32 MINUTES 02 SECONDS EAST 17.58 FEET; (13) SOUTHWESTERLY, BY A CURVE TO THE RIGHT HAVING A RADIUS OF 780.00 FEET WITH AN ARC LENGTH OF 52.49 FEET BEING SUBTENDED BY A CHORD BEARING SOUTH 10 DEGREES 52 MINUTES 09 SECONDS WEST 52.48 FEET; (14) SOUTH 08 DEGREES 56 MINUTES 30 SECONDS WEST 324.53 FEET; (15) SOUTHWESTERLY, BY A CURVE TO THE RIGHT HAVING A RADIUS OF 1,219.43 FEET WITH AN ARC LENGTH OF 203.23 FEET BEING SUBTENDED BY A CHORD BEARING SOUTH 13 DEGREES 42 MINUTES 53 SECONDS WEST 202.99 FEET; AND (16) SOUTH 71 DEGREES 14 MINUTES 20 SECONDS WEST 18.31 FEET, TO THE POINT OF BEGINNING.

BEING LOT 2 AND LOT 3 AS SHOWN ON THE SUBDIVISION PLAT ENTITLED "RESUBDIVISION OF DEER PARK PLAZA" AS RECORDED AMONG THE LAND RECORDS OF BALTIMORE COUNTY, MARYLAND IN PLAT BOOK SM 57, FOLIO 112.

CONTAINING 448,587 SQUARE FEET OR 11.216 ACRES OF LAND, MORE OR LESS.

ALSO KNOWN AS 9900-9990 LIBERTY ROAD AND LOCATED IN THE 2ND ELECTION DISTRICT.

I:\JOBS\95084.DES 12-27-96



NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204 or Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

Case: #97-285-SPH
(Item 285)
9976 and 9974 Liberty Road
Kings Point Square Shopping Center
NWC Marriottville Road and Liberty Road
2nd Election District
3rd Councilmanic
Legal Owner(s):
DP Limited Partnership
Contract Purchaser:
Jaguar Entertainment, Inc.

Special Hearing: to approve the operation of a restaurant with live entertainment and dancing.

Hearing: Tuesday, February 18, 1997 at 2:00 p.m. in Rm. 118 Old Courthouse.

LAWRENCE E. SCHMIDT
Zoning Commissioner for Baltimore County

NOTES: (1) Hearings Handicapped Accessible; special accommodation. Please Call 887-3353.

(2) For information on filing the file and/or Please Call 887-3391.

1/29/95 Jan, 23

CERTIFICATE OF PUBLICATION

TOWSON, MD., 1/23, 1997

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of 1 successive weeks, the first publication appearing on 1/23, 1997.

THE JEFFERSONIAN,

A. Henrichson

LEGAL AD. - TOWSON

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No.

97-285-SPH

DATE

10 Jan 96

ACCOUNT

R-001-6150

AMOUNT \$

250.00

RECEIVED FROM:

Goldman & Vetter

FOR:

SPH 9976 & 9974 Bldg
for

VALIDATION OR SIGNATURE OF CASHIER

DISTRIBUTION
WHITE - CASHIER

PINK - AGENCY

YELLOW - CUSTOMER

ZONING NOTICE

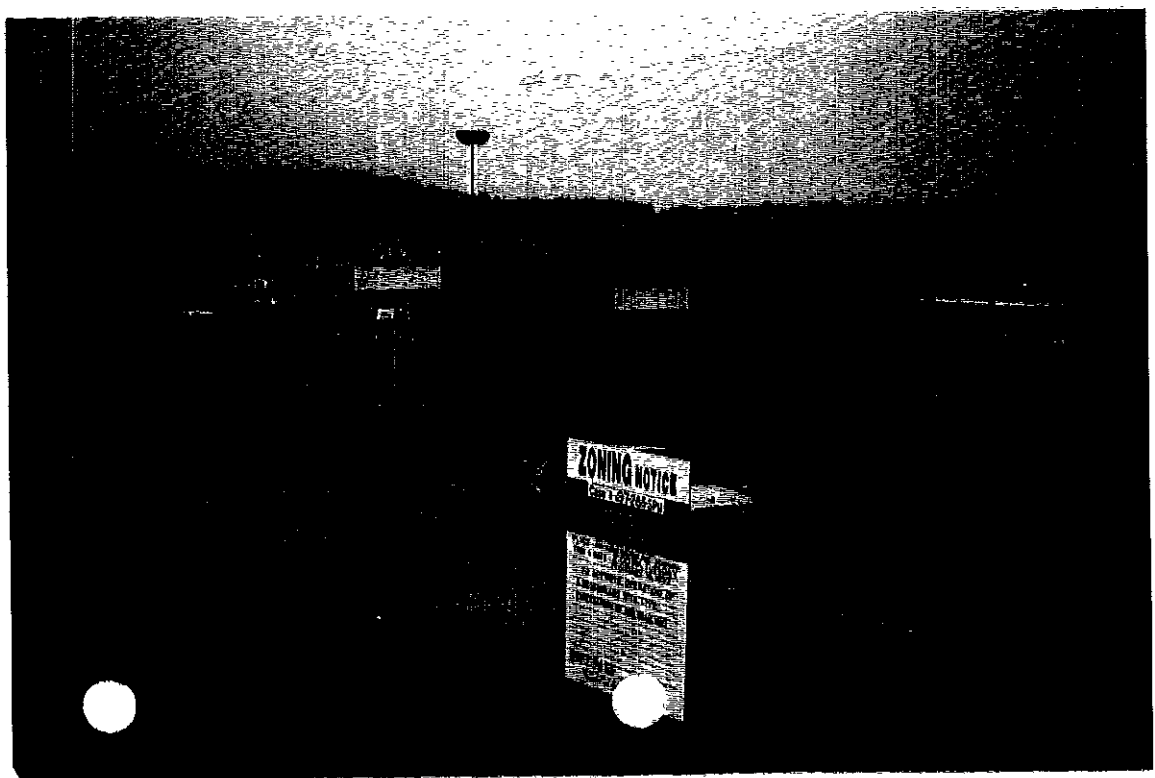
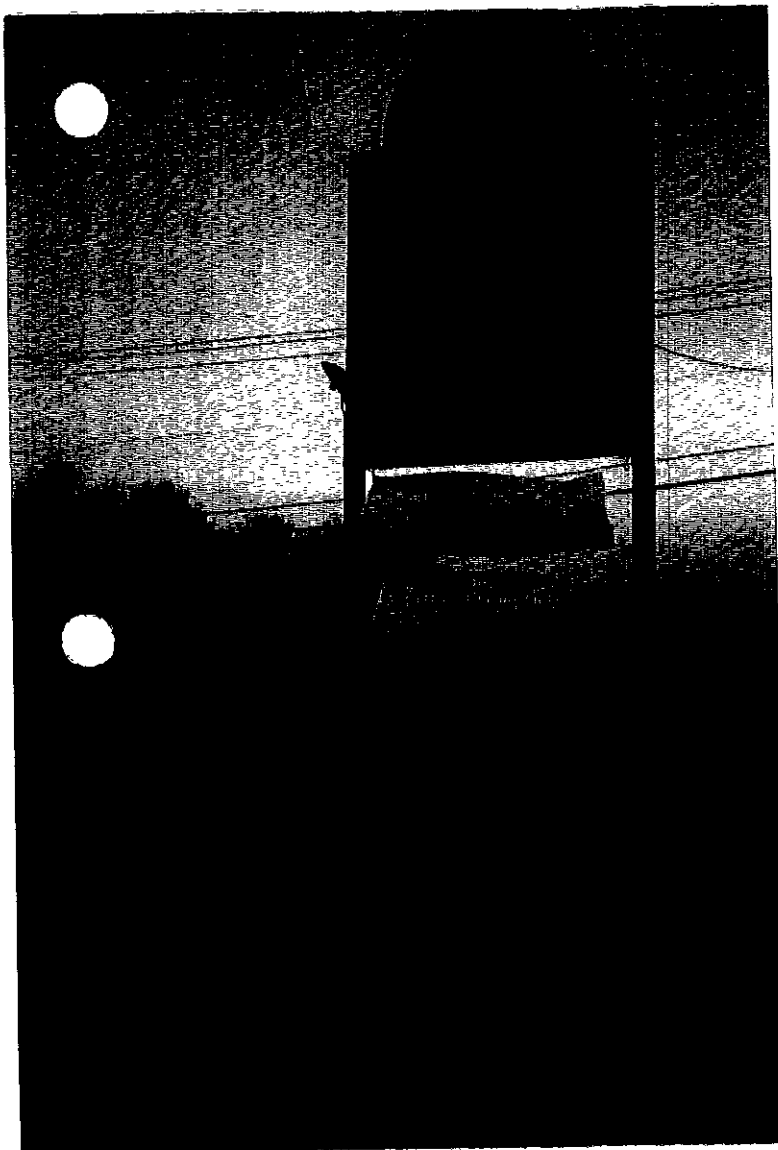
Case # 197-285-SPH

A PUBLIC HEARING WILL BE HELD BY
THE ZONING COMMISSIONER
IN TOWSON, MD

PLACE: 15700 COUNTRY HILL RD., TOWSON
TIME & DATE: 2:00 PM, TUESDAY
FEBRUARY 16, 1997

TO APPROVE OPERATION OF
A RESTAURANT WITH LIVE
ENTERTAINMENT AND DANCING

REMARKS: (Leave blank for use by the applicant and the Commission)
DATE: _____ BY: _____





Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

97-285-SPH

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR

For newspaper advertising:

Item No.: 285

Petitioner: JAGUAR ENTERTAINMENT, INC.

Location: 9976 & 99748 UDEATY RD, RAYHAWOOD, MD

PLEASE FORWARD ADVERTISING BILL TO:

NAME: BRIAN A. GOLDMAN, ESQ.

ADDRESS: 36 S CHARLES ST, STE 2401
BALTIMORE, MD 21201

PHONE NUMBER: 547-1400

AJ:ggs

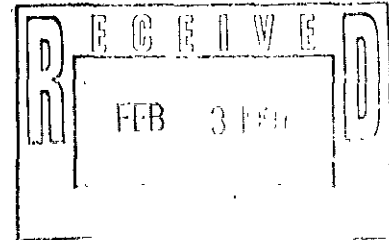
(Revised 09/24/96)

CERTIFICATE OF POSTING

RE: Case No.: 97-285-SPHPetitioner/Developer: DP LIMITED
PARTNERSHIPDate of Hearing/Closing: 2-18-92

Baltimore County Department of
Permits and Development Management
County Office Building, Room 111
111 West Chesapeake Avenue
Towson, MD 21204

Attention: Ms. Gwendolyn Stephens



Ladies and Gentlemen:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at 9976 AND 9974 B
LIBERTY ROAD, KINGS POINT SQUARE SHOPPING
CENTER, MARLOTTSVILLE ROAD AND LIBERTY ROAD

The sign(s) were posted on JAN. 31, 1997
(Month, Day, Year)

Sincerely,

Garland E. Moore 1-31-97
(Signature of Sign Poster and Date)

GARLAND E. MOORE
(Printed Name)

3225 RYERSON CIRCLE
(Address)

BALTIMORE, MD. 21227
(City, State, Zip Code)

(410) 242-9263
(Telephone Number)

Request for Zoning: Variance, Special Exception, or Special Hearing

Date to be Posted: Anytime before but no later than _____

Format for Sign Printing, Black Letters on White Background:

ZONING NOTICE

Case No.: 97-285-SPH

A PUBLIC HEARING WILL BE HELD BY
THE ZONING COMMISSIONER
IN TOWSON, MD

PLACE: _____

DATE AND TIME: _____

REQUEST: Special Hearing to allow the operation
of a Restaurant with live entertainment
and dancing in the Kings Point Square
Shopping Center

POSTPONEMENTS DUE TO WEATHER OR OTHER CONDITIONS ARE SOMETIMES NECESSARY.
TO CONFIRM HEARING CALL 887-3391.

DO NOT REMOVE THIS SIGN AND POST UNTIL DAY OF HEARING UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE

TO: PUTUXENT PUBLISHING COMPANY
January 23, 1997 Issue - Jeffersonian

Please forward billing to:

Brian A. Goldman, Esq.
36 S. Charles Street, #2401
Baltimore, MD 21201
547-1400

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204
or
Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 97-285-SPH (Item 285)
9976 and 9974B Liberty Road
Kings Point Square Shopping Center
NWC Marriottsville Road and Liberty Road
2nd Election - 3rd Councilmanic
Legal Owner(s): DP Limited Partnership
Contract Purchaser: Jaguar Entertainment, Inc.

Special Hearing to approve the operation of a restaurant with live entertainment and dancing.

HEARING: TUESDAY, FEBRUARY 18, 1997 at 2:00 p.m. in Room 118 Old Courthouse.

LAWRENCE E. SCHMIDT
ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.
(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.

MICROFILMED



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

January 17, 1997

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204
or
Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 97-285-SPH (Item 285)
9976 and 9974B Liberty Road
Kings Point Square Shopping Center
NWC Marriottsville Road and Liberty Road
2nd Election - 3rd Councilmanic
Legal Onwer(s): DP Limited Partnership
Contract Purchaser: Jaguar Entertainment, Inc.

Special Hearing to approve the operation of a restaurant with live entertainment and dancing.

HEARING: TUESDAY, FEBRUARY 18, 1997 at 2:00 p.m. in Room 118 Old Courthouse.

A handwritten signature in black ink, appearing to read "Arnold Jablon". The signature is fluid and cursive, with a large, sweeping "J" and "B".

Arnold Jablon
Director

cc: DP Limited Partnership
Jaguar Entertainment, Inc.
Brian A. Goldman, Esq.

NOTES: (1) YOU MUST HAVE THE ZONING NOTICE SIGN POSTED ON THE PROPERTY BY FEBRUARY 3, 1997.
(2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.
(3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.

Handwritten note:
NOTED (initials)



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

February 14, 1997

Brian A. Goldman, Esquire
36 S. Charles Street, Suite 2401
Baltimore, MD 21201

RE: Item No.: 285
Case No.: 97-285-SPH
Petitioner: DP Limited Partnership

Dear Mr. Goldman:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on January 10, 1997.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Sincerely,

A handwritten signature in dark ink, reading "W. Carl Richards, Jr." in a cursive style.

W. Carl Richards, Jr.
Zoning Supervisor

WCR/re
Attachment(s)



BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Permits and Development Management

DATE: January 23, 1997

FROM: Arnold F. 'Pat' Keller, III, Director
Office of Planning

SUBJECT: 9976 & 9974B Liberty Road

INFORMATION:

Item Number: 285
Petitioner: DP Limited Partnership
Property Size:
Zoning: BL-CCC
Requested Action:
Hearing Date: / /

SUMMARY OF RECOMMENDATIONS:

An inspection of the above referenced property revealed that it is located in a Master Plan designated revitalization area in an underutilized shopping center. While commercial reinvestment is virtually nonexistent in surrounding shopping centers, the Kings Point Square Shopping Center has invested a substantial amount of money into the marketing of this site. A marketing study prepared by The Chesapeake Group in 1990, indicated that there is a demand for a family oriented restaurant along the Liberty Road Corridor. The addition of this type of eating establishment will be unique to Liberty Road and would be a key component to the Liberty Road revitalization effort.

The Office of Planning recommends approval of the petitioner's request to operate a restaurant with live entertainment at the above referenced address. The petitioner should submit a list of potential types of entertainment to be offered at the restaurant to the Zoning Commissioner for approval to be incorporated into the final order.

Prepared by: Jeffrey W. Long

Division Chief: Gary L. Keller

AFK/JL:rdn

ITEM285/PZONE/TXTJWL



Maryland Department of Transportation
State Highway Administration

David L. Winstead
Secretary

Parker F. Williams
Administrator

Ms. Roslyn Eubanks
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County 1.21.97
Item No. 285 (Cam)

Dear Ms. Eubanks:

We have reviewed the referenced item and we have no objection to approval, as a field inspection reveals the existing entrance(s) onto MD/US 26 are acceptable to the State Highway Administration (SHA) and this development is not affected by any SHA projects.

Please contact Larry Gredlein at 410-545-5606 if you have any questions.
Thank you for the opportunity to review this item.

Very truly yours,

for

Ronald Burns, Chief
Engineering Access Permits
Division

LG

My telephone number is _____

Maryland Relay Service for Impaired Hearing or Speech
1-800-735-2258 Statewide Toll Free

Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717
Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

BALTIMORE COUNTY, MARYLAND
DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT
INTER-OFFICE CORRESPONDENCE

TO: PDM
FROM: R. Bruce Seeley.
Permits and Development Review
DEPRM
SUBJECT: Zoning Advisory Committee
Meeting Date: Jan 21, 97

DATE: Jan 23, 97

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

276
278
279
280
281
283
285

RBS:sp

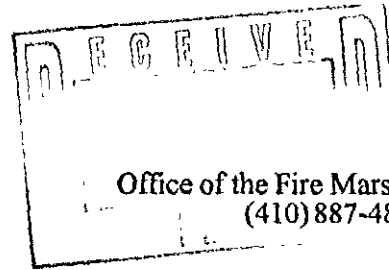
BRUCE2/DEPRM/TXTSBP

(MICROFILMED)

Baltimore County Government
Fire Department



700 East Joppa Road
Towson, MD 21286-5500



DATE: 01/23/97

Arnold Jablon, Director
Zoning Administration and Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: DP LIMITED PARTNERSHIP

Location: NWC MARRIOTTSTVILLE RD. AND LIBERTY RD. (9976-9974B
LIBERTY RD. -- KINGS POINT SQUARE SHOPPING CENTER)

Item No.: 285

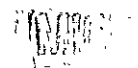
Zoning Agenda: SPECIAL HEARING

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.
5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1991 edition prior to occupancy.

LT. R. SAUERWALD
FIRE MARSHAL OFFICE
887-4881 MS-1102F



PETITION PROBLEMS

97-285-SPH

#276 --- JCM

1. Need title of person signing for contract purchaser.

#280 --- MJK

1. There is no attorney listed on the petition form. As the legal owner is incorporated, they need to be represented by an attorney.

#281 --- JRA

1. Need telephone number for legal owner.

#282 --- JLL

1. No zoning on folder.
2. No election district on folder.
3. No councilmanic district on folder.
4. No acreage on folder.

#283 --- JRA

1. No acreage on folder.
2. No election district on folder.
3. No councilmanic district on folder.

#285 --- CAM

1. Need name and title of person signing for contract purchaser.

#286 --- JCM

1. Folder not marked "Floodplain".

RE: PETITION FOR SPECIAL HEARING * BEFORE THE
9976 and 9974B Liberty Road (Kings Point *
Square Shopping Center), NWC Marriotts- * ZONING COMMISSIONER
ville Road and Liberty Road * OF BALTIMORE COUNTY
2nd Election District, 3rd Councilmanic *
Legal Owner(s): DP Limited Partnership * CASE NO. 97-285-SPH
Contract Purchaser: Jaguar Entertainment, Inc. *
Petitioners *

* * * * *

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

Peter Max Zimmerman
PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

Carole S. Demilio
CAROLE S. DEMILIO
Deputy People's Counsel
Room 47, Courthouse
400 Washington Avenue
Towson, MD 21204
(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of February, 1997, a copy of the foregoing Entry of Appearance was mailed to Brian A. Goldman, Esq., 36 S. Charles Street, Suite 2401, Baltimore, MD 21201, attorney for Petitioners.

Peter Max Zimmerman
PETER MAX ZIMMERMAN

2/14/97
Q TO BS - just in file
HERNWOOD HEIGHTS COMMUNITY ASSOCIATION, INC.

RANDALLSTOWN, MARYLAND 21133

February 12, 1997

97-1012

Department of Permits and Development Management
Zoning Commission
111 West Chesapeake Avenue
Towson, Maryland 21204

Dear Zoning Commissioner,

I wish that I could be there at the hearing on Tuesday, February 18, 1997 to express the reasons why the community of Hennwood Heights is OPPOSED to having another restaurant with live entertainment in the immediate area. Plain and simple...we do not need another one! We already have two establishments across the street from each other that are restaurants, have live entertainment and dancing. In all honesty this area at this end of Liberty Road does not need another restaurant!

HERNWOOD HEIGHTS COMMUNITY IS OPPOSED TO THIS APPLICATION FOR ANOTHER RESTAURANT IN THIS AREA.

CASE NUMBER: 97-285-SPH

9976 and 9974B Liberty Road
Kings Point Square Shopping Center
Manniottsville Road and Liberty Road

Thank you,
Sincerely,

Wendy Chico

Wendy Chico
President
Hennwood Heights
Community Association

LAW OFFICES
GOLDMAN & VETTER, P. A.
TWENTY-FOURTH FLOOR
88 SOUTH CHARLES STREET
BALTIMORE, MARYLAND 21201-3110

(410) 547-1400
TELECOPIER (410) 547-8818

97-285-SPH

January 10, 1997

VIA HAND DELIVERY

Office of Zoning Administration and
Development Management of Baltimore County
111 West Chesapeake Avenue, Room 111
Towson, MD 21204

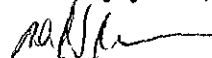
Re: Petitions for Special Hearing for Property
located at 9976 and 9974 B Liberty Road

Gentlemen:

Enclosed are three (3) copies of a Petition for Special Hearing requesting permission to operate a restaurant with live entertainment and dancing in the Kings Point Shopping Center at the above-referenced location. Also enclosed are twelve (12) copies of a sealed plat, three (3) copies of a sealed description of the property, one (1) copy of the official zoning map and a filing fee of \$250.00.

Let me know if you have any questions regarding this matter.

Sincerely yours,



Neil S. Kurlander

NSK/gw
Enclosure

cc: Brian A. Goldman, Esquire
Mr. Bruce Levine
Mr. Marcellis Mosby

2/20/97
58
TO 68
97-736

LAW OFFICES
GOLDMAN & VETTER, P. A.
TWENTY-FOURTH FLOOR
86 SOUTH CHARLES STREET
BALTIMORE, MARYLAND 21201-3110

(410) 547-1400
TELECOPIER (410) 547-8818

February 13, 1997

VIA FAX: 410-887-5708
AND REGULAR MAIL

Arnold Jablon, Esquire
Director
Permits and Development Management
for Baltimore County
111 W. Chesapeake
Towson, Maryland 21204

Re: Case No. ~~97-285~~SPH
9976 Liberty Road
Randallstown, Maryland 21133
Owner: DP Limited Partnership
Applicant: Jaguar Entertainment, Inc.

Dear Mr. Jablon:

I am writing you this letter to confirm our telephone conversation that the Owner and the Applicant in the above captioned matter would like to withdraw their Application for a Special Hearing to allow the operation of a restaurant with live entertainment and dancing in the King's Point Mall, which is currently scheduled for February 18, 1997, at 2:00 p.m.

Thank you for your cooperation in this matter.

Sincerely yours,



Brian A. Goldman

BAG/bkq

cc: Mr. Bruce Levine (via fax)
Mr. Marcellis Mosby

2/13/97
TO BS

LAW OFFICES
GOLDMAN & VETTER, P. A.
TWENTY-FOURTH FLOOR
36 SOUTH CHARLES STREET
BALTIMORE, MARYLAND 21201-3110

(410) 547-1400
TELECOPIER (410) 547-8818

February 13, 1997

**VIA FAX: 410-887-5708
AND REGULAR MAIL**

Arnold Jablon, Esquire
Director
Permits and Development Management
for Baltimore County
111 W. Chesapeake
Baltimore, Maryland 21201

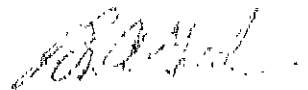
Re: Case No. 97-2855PH
9976 Liberty Road
Randallstown, Maryland 21134
Owner: DP Limited Partnership
Applicant: Jaguar Federalism, Inc.

Dear Mr. Jablon:

I am writing you this letter to confirm our telephone conversation that the Owner of the Applicant in the above captioned matter would like to withdraw their Application for a Special License to allow the operation of a restaurant with live entertainment and dancing in the East End Mall, which is currently scheduled for February 18, 1997, at 2:00 p.m.

Thank you for your cooperation in this matter.

Sincerely yours,



Brian A. Goldman

BAG/bkq

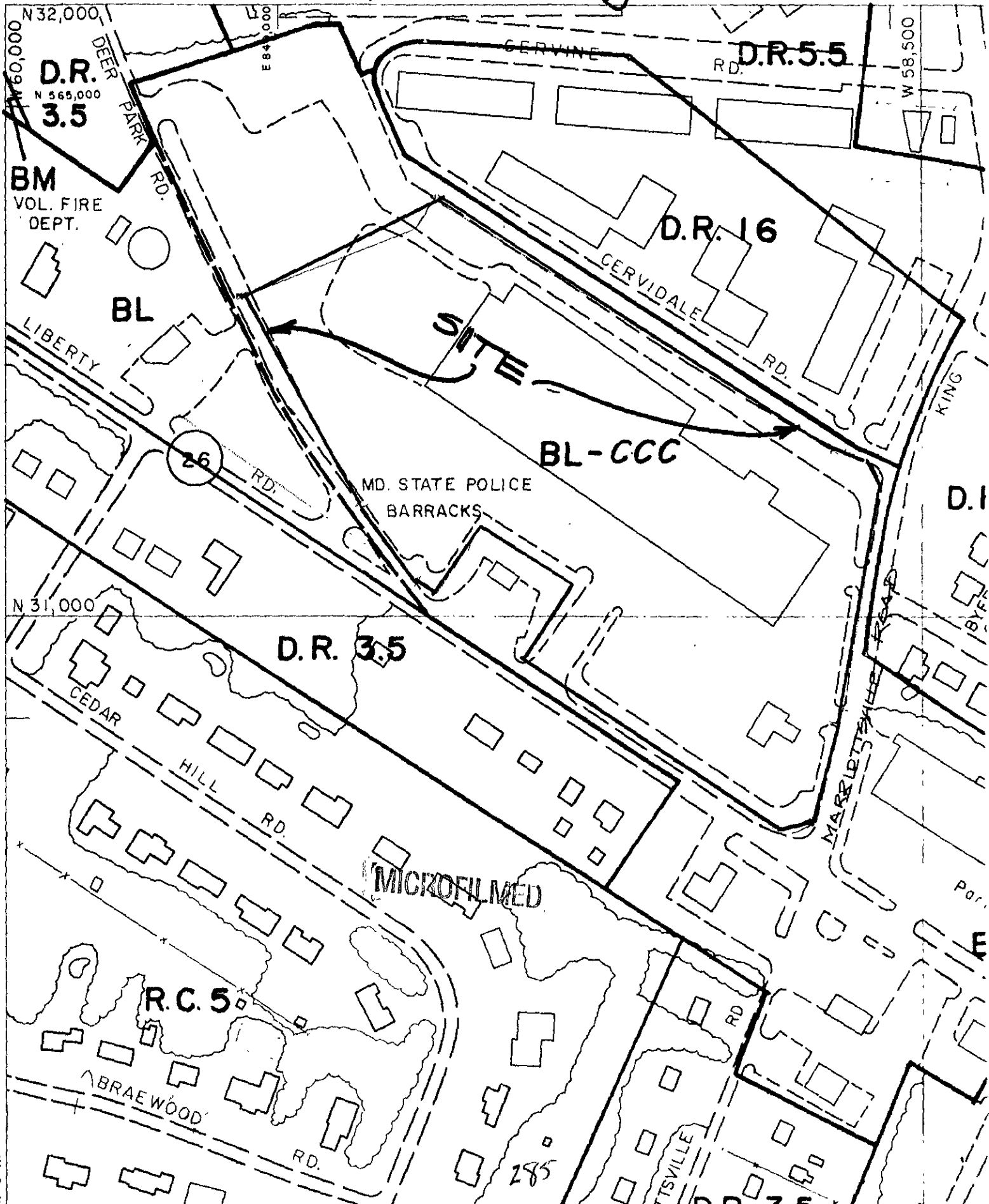
cc: Mr. Bruce LeDuc (via fax)
Mr. Marvella McChy

36/2
2/13/97

MICROFILMED

97-285-SPH
9976 & 9974B Liberty Rd.

1"=200'
N.W. 8-J



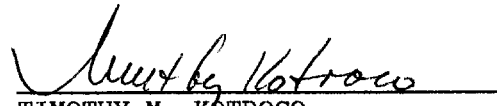
IN RE: PETITION FOR SPECIAL HEARING * BEFORE THE
NW/Corner Marriottsville Road * DEPUTY ZONING COMMISSIONER
and Liberty Road * OF BALTIMORE COUNTY
(9976 & 9974-B Liberty Road) * Case No. 97-285-SPH
2nd Election District
3rd Councilmanic District
DP Limited Partnership, Legal Owner and
Jaguar Entertainment, Inc., Contract Lessee - Petitioners

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Pursuant to the receipt of a written request for withdrawal by
Counsel for the Petitioners,

IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore
County this 21st day of February, 1997 that the Petition for Special
Hearing in the above-captioned matter be and is hereby DISMISSED WITHOUT
PREJUDICE.


TIMOTHY M. KOTROCO
Deputy Zoning Commissioner
for Baltimore County

TMK:bjs

cc: Mr. Solomon A. Spetner, President, MJFS Corporation, G.P.
DP Ltd. Part., 1777 Reisterstown Rd., Suite 355, Baltimore, Md. 21208

Mr. Marcellis Mosby, Jaguar Entertainment, Inc.
9976 Liberty Road, Randallstown, Md. 21133

Brian A. Goldman, Esquire, Goldman & Vetter
36 S. Charles Street, Suite 2401, Baltimore, Md. 21201-3110

People's Counsel; Case File

ORDER RECEIVED FOR FILING
Date 2/24/97
By [Signature]

MICROFILMED



Petition for Special Hearing

to the Zoning Commissioner of Baltimore County

for the property located at

9976 & 9974 B Liberty Road

97-285-SDH

which is presently zoned

BL-CGC

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing under Section 500.7 of the Zoning Regulations of Baltimore County, to determine whether or not the Zoning Commissioner should approve

the operation of a restaurant with live entertainment and dancing in the Kings Point Square Shopping Center at the above-referenced location.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Special Hearing advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee:

Jaguar Entertainment, Inc.

(Type or Print Name)

Signature

9976 Liberty Road

Address

Randallstown, MD 21133

City

State

Zipcode

Attorney for Petitioner:

Brian A. Goldman, Esquire

(Type or Print Name)

Signature

36 S. Charles Street, Ste. 2401

Address

Phone No.

Baltimore, MD 21201 (410) 547-1400

City

State

Zipcode

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.

Legal Owner(s):

DP Limited Partnership

(Type or Print Name)

Signature

(Type or Print Name)

Signature

1777 Reisterstown Road, Suite 355

Address

Phone No.

(410) 486-0800

Baltimore, MD 21208

City

State

Zipcode

Name, Address and phone number of representative to be contacted.

Brian A. Goldman, Esquire

Name

36 S. Charles Street, Ste. 2401

Address

Phone No.

Baltimore, MD 21201 (410) 547-1400

City

State

Zipcode

ESTIMATED LENGTH OF HEARING

unavailable for hearing

the following dates

Next Two Months

ALL

OTHER

REVIEWED BY:

DATE

MICROFILMED

285

TEL: 410-547-9297

GOLDMAN & VETTER

Jan 02 97

14:40 No.001 P.02/03

RECEIVED FOR FILING
Date 2/21/97
By [Signature]





Y
U
M

PLAN TO ACCOMPANY SPECIAL HEARING
KINGS POINT SQUARE
SHOPPING CENTER

AND ELECT DIST
BALTO. COUNTY, MD
12/23/96

97-285-594

MICROFILMED

GENERAL NOTES

1. **Owner:**
Op Limited Partnership
1777 Redstone Road, Suite 395
Baltimore, MD 21208
410-486-0880

Applicant:
Jaquie Enhancement
20000 Lakeshore Drive
Rosedale, MI 21213
2. **Address of Premises:** 9914B and 9970 Liberty Road
Rosedale, MD 21213
Tax Account No. 7749138
Parcel No. 77491324, 6868301
Site Size: 11.216 Acres
3. **Zone:** B1,CC
Proposed Use: Restaurant, Office Storage
Proposed Use: Restaurant with Live Entertainment
Area of Proposed Use: 5,200 Sq. Ft.

- CDDP Bank for this case was not cited 11/25/87. A revised CDDP Plan was adopted on 10/11/89.
- A Planned Easement for this easement to the existing street was approved by the CDDC on 7/6/85.
- A proposed easement, Zoning Code No. 30.6 A, to reduce the required parking by 18 spaces. On 12/27/87, the Zoning Commission approved this plan as being within the spirit and intent of Zoning Code 8.6 A.
- Oil Street: Parking
- Total Available Area: 10,887 Sq. Ft.
 Proposed Easement Area: 836 Sq. Ft.
 Total Proposed Available Area: 100,719 Sq. Ft.
- Required Parking: 150 Spaces
 Existing Parking: 95 Spaces
 Additional Spaces Available: 55 Spaces
- Required Parking: 95 Spaces
 Existing Parking: 579 Spaces
 Additional Spaces Available: 484 Spaces

- Site Area 11,716 Acres
 Floor Area 106,719 sq. Ft.
 Floor Area Ratio 0.22
 Maximum Permitted F.A.R. 4.0
 Height of Building 1 Story
 Amenity Open Space
 Amenity Gross Floor Area x 0.2; = 21,744 sq. ft.
 Existing
 Interior and Sidewalk - 27,500 sq. ft.
 Parking Lot/Parking - 47,500 sq. ft.
 Previous Commercial Permit No. B262239
 A Special Hearing is being requested for the operation of the business at the above-referenced address.

~~D.R.-5.5~~
~~D.R.-16~~

APARTMENTS
DEER PARK ASSOCIATES

D.R.-16
BL-CCC

D.K.-16

D.R.-5.5
D.R.-3.5
BL-C62

VICINITY MAP
SCALE: 1"=1000'

SINGLE - FAMILY
RESIDENTIAL

FAIR LANES
BOWLING CENTER
PROPERTIES C/O FAIR LANES, INC

WINGS POINT SQUARE

**FUTURE
PROPOSED
EXPANSION**

9974B

D.R.-5.5
BL-CCC

BL-CCC

SHOPPING-CENTER
MARIOTTSVILLE
ASSOCIATES

HIGH'S
CONV. STORE

DE EQUIP ASSOCIATES

157

OPEN SPACE

12

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IMMUNITY

EXIST. TRAFFIC

ROAD

DB-35 BL-CCC

CASE STATION

SIGUELEVATION